IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

-

WRIT PETITION NO : 15533 of 2004

Between:

Smt. Maria Naiyer W/o Suhail Hasham
Through her GPA Miss Rabika Nayyer, d/o Parvez Mustafa Naiyer, R/o Flat No. 17-B View Towers, Lakdi-ka-Pul, Hyderabad

..... PETITIONER

AND

1 Andhra Pradesh State Wakf Board, rep by Chief Executive Officer, having office at Razzsak Manzil, Nampally Road, Hyderabad
2 Khazi Shariat Panah Balda having office at Manjli Begum Ki Haveli, Shali Banda, Hyderabad
3 Sri Suhail Hasham S/o Mohd Hasham
Business, R/o Cincinati, Ohio United State of America, C/o Mohd Hasham R/o 6-5-498, Lane No.7, New Bohiguda, Secunderabad

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to pass an order, direction or a Writ particularly in the nature of Writ of Mandamus declaring the impugned divorce certificate issued by respondnet No.1, dated 11-2-2003 bearing No. 0218, is illegal, void ab initio, without jurisdiction as both the respondents are not legally entitled to pronounce/record divorce under the provisions of Mohammedan Law/Qazi's Act and Wakf Act of 1995 consequently this Hon'ble Court may be pleased to set a side the impugned divorce certificate issued

by respondent No.1, dated 11-2-2004 bearing No. 0218,

Counsel for the Petitioner:MR. MOHD.MOIN AHMED QUADRI

Counsel for the Respondent No.1: Mr.A.M.Qureshi, S.C. for Wakf Board

Counsel for the Respondent No.3: Mr.Ghulam Hussain

The Court made the following :

ORDER:

The learned counsel appearing for the petitioner files a letter dated 24.3.2005 seeking permission for withdrawing the writ petition. Permission is granted. The writ petition is, accordingly, dismissed as withdrawn. No order as to costs.

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(V.ESWARAIAH, J.)

8.4.2005

kpr

To

1. The Chief Executive Officer, A.P.State Wakf Board, Razzsak Manzil, Nampally Road, Hyderabad.
2. C.C. to Khazi Shariat Panah Balda, Nanjili Begum ki Haveli, Shalibanda, Hyderabad.
3. 2 C.D. copies